

Serial No. 46506

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office JAN 5 1983

Returned to applicant for correction JAN 21 1983

Corrected application filed Map filed JAN 5 1983

The applicant Mineral County

P.O. Box 1457 of Hawthorne
Street and No. or P.O. Box No. City or Town

Nevada 89415 hereby make application for permission to change the
State and Zip Code No.

Place of Use of a Portion
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit No. 38486 (Rassler Springs)
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

Amount of Appropriation 0.052 C.F.S.
Identify right in Decree.)

1. The source of water is Rassler Springs
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 0.052 c.f.s.
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Municipal (Luning Water System)
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for Municipal
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point In the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 27, T7N,
Describe as being within a 40-acre subdivision of public survey and by course and
R35 E, M.D.B.&M., at a point from which the Southwest section corner of said
distance to a section corner. If on unsurveyed land, it should be stated.

Section 27, bears S $41^{\circ} 15' 18''$ W, a distance of 1549.69 feet.

6. The existing permitted point of diversion is located within (not Changed)
If point of diversion is not changed, do not answer.

7. Proposed place of use Town of Luning, Nevada- SE $\frac{1}{4}$ and the E $\frac{1}{2}$ of the SW $\frac{1}{4}$ of
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
Section 34, T 8 N, R 34 E, M.D.B. & M.

8. Existing place of use SW $\frac{1}{4}$ Section 5, E $\frac{1}{2}$ of the E $\frac{1}{2}$ of Section 7 and all of Section
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
8, T 6 N, R 35 E, M.D.B. & M. (Mina)
manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from Jan. 1 to Dec. 31 of each year.
Month and Day Month and Day

10. Use was permitted from Jan. 1 to Dec. 31 of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) Water from Rassler Springs will be transported
State manner in which water is to be diverted, i.e. diversion structure, ditches,
by a 4-inch diameter underground pipe line to the existing Luning Water System
pipes and flumes, or drilled well, etc. and storage tanks.

12. Estimated cost of works \$70,000

13. Estimated time required to construct works 6 months

14. Estimated time required to complete the application of water to beneficial use One Year

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water from Rassler Springs meet state health standards, Water from
existing wells in Luning does not meet state health standards and it was
necessary for Mineral County to transport potable water from Rassler
Springs to Luning, Nevada.

By s/Harry L. Poe
P. O. BOX 1457
HAWTHORNE, NEVADA 89415

Compared js/bl pr/bl

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use of a portion of the waters of Rassler Spring as heretofore granted under Permit 38486 is issued subject to the terms and conditions imposed in said Permit 38486 and with the understanding that no other rights on the source will be affected by the change proposed herein. A measuring device must be installed and measurements of water use kept.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed .052 cubic feet per second or 12.26 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before October 10, 1984

Proof of completion of work shall be filed before November 10, 1984

Application of water to beneficial use shall be made on or before February 10, 1986

Proof of the application of water to beneficial use shall be filed on or before March 10, 1986

Map in support of proof of beneficial use shall be filed on or before _____

Completion of work filed AUG 28 1984 IN TESTIMONY WHEREOF, I PETER G. MORROS

Proof of beneficial use filed APR 2 1990 State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 16th day of July

Cultural map filed _____ A.D. 19 84

Certificate No. 12664 Issued FEB 25 1991